IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY THIRD DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT PETITION NO. 17072 of 2004

Between:

1 J.S. Ramu, E. 456320 S/o Gavarayya,
2 N.A. Konda, E-455904, S/o Apparao,
3 V.V. Raju, E-458076, S/o Dharma Raju,
4 K.A. Rao, E-450456, S/o Appanna,
5 N.V. Subba Rao, E-450385, S/o Lakshmanrao,
6 U.V. Ramana, E-455211, s/o Appalaswamy,
7 S.V. Raju, E-455771, S/o R.M. Raju,
8 V. Rama Rao, E-455756, S/o Viswanadham,
(All are Conductors and Drivers working in the R3 Depot, R/o Maddilapalem, Visakhapatnam District.)

..... PETITIONER(S)

AND

1 The APSRTC, rep. by its Managing Director, Musheerabad, Hyderabad.
2 The APSRTC, rep. by its Regional Manager, Visakhapatnam Region,

Visakhapatnam.
3 The APSRTC, rep. by its Depot Manager, Maddilapalem,

Visakhapatnam District.

.....RESPONDENT(S)

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue an order or direction more particularly one in the nature of writ of Mandamus declaring the action of the respondents herein in not granting the selection grade scale Stagnation increments to the petitioners on completion of 12 years service is

illegal, unjust and arbitrary, contrary to the circular instructions and consequently set aside the same directing the respondents herein to add the stagnation increment to all the petitioners on completion of 12 years service.

Counsel for the Petitioners:MR.S.M.SUBHAN, Advocate

Counsel for the Respondents.: KUM.B.G.UMA DEVI, SC for APSRTC.

The Court at the stage of admission made the following :

O R D E R:

The petitioners are working as drivers and conductors in the respondent-A.P.S.R.T.Corporation. They are claiming that they have been working since more than 12 years under the respondent- Corporation. The petitioners contend that as per the circular of the Corporation No.PD113/1989, dated 3-6-1989, the employees of the Corporation who have completed 12 years of service are entitled to get stagnation increments. A similar question came up for consideration before this Court in W.A.No.1301 of 2001 preferred against the order in W.P.No.5726 of 2000, wherein the Division Bench of this Court held that the employees who have completed more than 12 years of service are entitled for stagnation increments and accordingly directed the Corporation to consider the cases of the writ petitioners therein for the release of the stagnation increments.

In the light of the contention of the petitioners that they have completed 12 years of service and in the light of the judgment of the Division Bench of this Court in W.A.No.1301 of 2001, dated 29-10-2002 the respondents are directed to consider the representations of the petitioners regarding the release of stagnation increments and pass appropriate orders after satisfying that the petitioners have completed 12 years of service in the same category.

Accordingly, the Writ Petition is disposed of. No order as to costs.

23rd September 2004.

Mrb

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

To

1 The APSRTC, rep. by its Managing Director, Musheerabad, Hyderabad.
2 The APSRTC, rep. by its Regional Manager, Visakhapatnam Region,

Visakhapatnam.
3 The APSRTC, rep. by its Depot Manager, Maddilapalem,

Visakhapatnam District.

4. Two CC to Standing Counsel for A.P.S.R.T.C., High Court Buildings,

Hyderabad.(OUT)

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